

THE HON'BLE SRI JUSTICE K.C.BHANU

WRIT PETITION No.10142 of 2007

Date: 09.05.2007

Between:

Sri Garugubelli Rama Rao.

....Petitioner

And

The Joint Collector-cum-Chairman, District Level Sand Auction Committee, Srikakulam, Srikakulam District and others.

....Respondents

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WRIT PETITION No.10142 of 2007

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ORDER:

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This writ petition is filed for a writ of Mandamus to declare the action of the respondents in not granting temporary permits in favour of the petitioner to quarry ordinary sand in Singuru Sand Ramp, Atchipolavalasa Panchayat, Ponduru Mandal, Srikakulam District, as illegal and arbitrary.

Learned counsel for the petitioner had placed strong reliance on Rule 9-L of the Andhra Pradesh Minor Mineral Concession Rules, 1966, as amended by G.O.Ms.No.1, dated 01.01.2001, which provides for issuance of temporary permits by the District Level Committee. However, learned Government Pleader for Industries brought to the notice of this Court that the said Rule has been amended by G.O.Ms.No.84, dated 10.04.2007, where there is no provision for issuance of temporary permits.

In the absence of any statutory provision, the question of issuing temporary permits does not arise.

The Writ Petition is devoid of any merits and is accordingly dismissed. No costs.

09.05.2007

Jsu/Vs